



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: § Confirmation No. **2098**  
§  
**Shirley Ziaoli Guo** §  
**Robert W. Harriman** §  
**Lisa Lee** § Group Art Unit **1638**  
**Eric K. Nelson** §  
§  
Serial No. **10/537,393** § Examiner: Unknown  
§  
Filed: **July 27, 2005** §  
§ Attorney docket number **11899.0236.PCUS00**  
§  
For: **BENTGRASS EVENT ASR-368 AND** §  
**COMPOSITIONS AND METHODS** §  
**FOR DETECTION THEREOF** §

REQUEST FOR CORRECTED FILING RECEIPT

Commissioner for Patents  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450, on the date below:	
<u>8/15/06</u> Date	<u>Claudia A. Standiford</u> Claudia A. Standiford

Sir:

A corrected filing receipt is hereby requested in view of errors that appear in the original.

Specifically, the original filing receipt (mailed April 21, 2006) erroneously omits the priority claim, as filed by Applicants on June 2, 2005 (a copy of which is attached hereto as Exhibit 1), stating that the application claims the benefit of priority to U.S. Provisional Application No. 60/431,153, filed December 5, 2002. Attached hereto as Exhibit 2 is a copy of the first page of the PCT Publication No. WO 2004/053062 A2, which indicates this priority data. Therefore, under the heading "Domestic Priority data as claimed by applicant," after correctly stating that the application is a § 371 U.S. national phase application of International

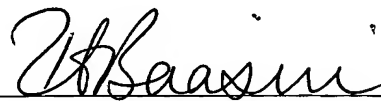
Application No. PCT/US2003/0038268 filed December 3, 2003, the corrected filing receipt should also read: "which claims benefit of 60/431,153 12/2/2002."

Additionally, the original filing receipt incorrectly indicates in the title of the application "asr-368" (i.e., in lower case letters); this should correctly be in uppercase letters. Therefore, the corrected title should read: "Bentgrass event ASR-368 and compositions and methods for detection thereof."

Please issue a corrected filing receipt to indicate these corrections. For the convenience of the Patent and Trademark Office, a copy of the original filing receipt with the changes noted thereon is attached hereto as Exhibit 3. Please date-stamp and return the enclosed postcard evidencing receipt of these materials.

Because these needed corrections are not due to any error by Applicants, no fees are believed to be due in connection with the filing of this document. However, should any fee be required for any reason in connection with this paper, the Commissioner is authorized to deduct said fee from Howrey LLP Deposit Account 08-3038/11899.0236.PCUS00.

Respectfully submitted,



Rudeina A. Baasiri, Ph.D.  
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Agent for Assignee  
MONSANTO TECHNOLOGY LLC

Customer No. 45,607  
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Date: August 15, 2006



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/537,393	07/27/2005	1638	900	11899.0236.PCUS00	5	20	7

CONFIRMATION NO. 2098

45607  
 HOWREY LLP  
 C/O IP DOCKETING DEPARTMENT  
 2941 FAIRVIEW PARK DRIVE SUITE 200  
 FALLS CHURCH, VA 22042

## FILING RECEIPT



\*OC000000018532799\*

Date Mailed: 04/21/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Shirley Xiaoli Guo, Chesterfield, MO;  
 Robert W. Harriman, Delaware, OH;  
 Lisa Lee, Marysville, OH;  
 Eric K. Nelson, Dublin, OH;

## Assignment For Published Patent Application

Monsanto Technology LLC, St. Louis, MO

Power of Attorney: The patent practitioners associated with Customer Number 45607.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US03/38268 12/03/2003

*which claims benefit of 60/431,153 12/2/2002*

## Foreign Applications

If Required, Foreign Filing License Granted: 04/13/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/537,393**

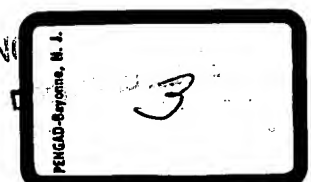
RECEIVED  
 DOCKET DEPT.  
 HOWREY SIRON ARNOLD & WHITE LLP

Projected Publication Date: 07/20/2006

APR 25 2006

Non-Publication Request: No

WASHINGTON



**Early Publication Request:** No

**Title**

Bentgrass event <sup>ASR</sup> asr-368 and compositions and methods for detection thereof

**Preliminary Class**

800

## PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

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date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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**CERTIFICATE OF EXPRESS MAILING**

NUMBER: EL 318655293 US

DATE OF DEPOSIT: JUNE 2, 2005

I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Mailstop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Paula S. Pinkhart  
Signature

**Signature**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Shirley Xiaoli GUO**

**Robert W. HARRIMAN**

**Lisa LEE**

**Eric K. NELSON**

**Serial No.:**

**Filed:**

For: **BENTGRASS EVENT ASR-368 AND  
COMPOSITIONS AND METHODS  
FOR DETECTION THEREOF**

202

§ Group Art Unit:

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202

§ Examiner:

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Atty. Dkt. No.: 11899.0236.PCUS00

US §371 national stage application of

**PCT/US2003/038268 filed December 3, 2003**

## Mailstop PCT

Commissioner for Patents

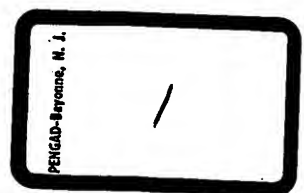
P.O. Box 1450

Alexandria, VA 22313-1450

## **PRELIMINARY AMENDMENT AND PRIORITY CLAIM**

Sir:

Applicants respectfully request that the following amendments be entered into the specification prior to examination of this application on the merits.



**IN THE SPECIFICATION:**

At page 1, lines 3, after the Title please add a new first paragraph:

-- This application is a §371 U.S. national phase application of International Application No. PCT/US2003/0038268 filed December 3, 2003, and claims the benefit of priority to U.S. Provisional Application No. 60/431,153, filed December 5, 2002 --

Please replace the original sequence listing with the presently submitted substitute sequence listing of 5 pages comprising 14 sequences, which has been updated in PatentIn version 3.3.

## REMARKS

The specification has been amended to recite a priority claim. A paper copy of the Sequence Listing, as well as a computer diskette, and statements as required under 37 C.F.R. §1.821(f) are provided herewith.

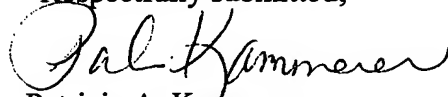
Should any additional fees be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Deposit Account No. 01-2508/11899.0236.PCUS00.

CUSTOMER No. 45607  
HOWREY LLP

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Date: June 2, 2005

Respectfully submitted,



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